

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

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**APR - 9 1998**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of )

MOBILEMEDIA CORPORATION, et al. )

Applicant for Authorizations and Licensee  
of Certain Stations in Various Services )

) WT Docket No. 97-115

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To: The Commission

**COMMENTS IN SUPPORT OF  
REQUEST FOR EXTENSION OF STAY**

Intervenor, the Official Committee of Unsecured Creditors (the "Committee") of MobileMedia Corporation and its subsidiaries (collectively, "MobileMedia" or "the Company"),<sup>1/</sup> by its attorneys, hereby submits these comments in support of the Request for Extension of Stay filed by MobileMedia in the above-captioned matter.

The Committee has a strong interest in a resolution of MobileMedia's bankruptcy proceeding that benefits all of the Company's creditors. As the Committee demonstrated in support of MobileMedia's original stay request,<sup>2/</sup> the Committee represents thousands of unsecured creditors of MobileMedia, to whom the Company owes approximately \$500 million. Of these creditors, the largest group are individuals, pension

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<sup>1/</sup> The Committee, which is comprised of all of the unsecured creditors of MobileMedia, was appointed by the United States Trustee in the consolidated bankruptcy reorganization cases filed by MobileMedia on February 10, 1997, in the United States District Court for the District of Delaware, pursuant to Chapter 11 of the United States Bankruptcy Code, 11 U.S.C. §§ 101-1330.

<sup>2/</sup> Comments in Support of Emergency Motion for Special Relief and Stay of Proceedings Regarding MobileMedia Corporation (April 29, 1998).

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funds, mutual funds and life insurance companies that own some \$440 million in MobileMedia bonds. The Committee thus takes seriously its obligation to secure for its members -- and ultimately for millions of individuals who have no connection to MobileMedia, but yet have a large stake in the intertwined bankruptcy and Federal Communications Commission ("FCC" or "Commission") proceedings -- an outcome of these proceedings that will maximize the value of the Company.

For this reason, the Committee supports MobileMedia's request for an extension of the existing stay. Under Second Thursday<sup>3/</sup> and its progeny, the FCC is required to consider "the public interest in the protection of innocent creditors" in deciding whether to approve a transfer or assignment of license in a bankruptcy situation.<sup>4/</sup> This requirement was the primary justification for the grant of the original stay request.<sup>5/</sup> During the pendency of the stay, MobileMedia has worked toward a reorganization of the Company for the benefit of its creditors. A six-month extension of the stay is necessary to allow the Company and its creditors to agree on a plan for such a reorganization, consistent with the court-established schedule for the bankruptcy proceeding, and in accordance with the Commission's Second Thursday doctrine.

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<sup>3/</sup> See Second Thursday Corp., 22 F.C.C. 2d 515, on reconsideration, 25 F.C.C. 2D 112 (1970).

<sup>4/</sup> LaRose v. FCC, 494 F.C.C. 2d 1145, 1146 (D.C. Cir. 1974).

<sup>5/</sup> MobileMedia Corp., et al., Order. 12 F.C.C. Rcd 7927, ¶ 13 (1997) (hearing would bring "danger of severe harm to a multitude of innocent creditors").

For the foregoing reasons, the Official Committee of Unsecured Creditors of MobileMedia, on behalf of the millions of individuals whose retirement and personal savings will ultimately be impacted by the Commission's decision, respectfully requests that the Commission grant MobileMedia's request for an extension of the stay of its qualification hearing.

Respectfully submitted,

THE OFFICIAL COMMITTEE OF  
UNSECURED CREDITORS OF  
MOBILEMEDIA CORPORATION

By: David S. Kurtz /PLS

David S. Kurtz  
JONES, DAY, REAVIS & POGUE  
77 West Wacker  
Chicago, Illinois 60601-1692  
Telephone: 312-782-8585

By: Phillip L. Spector

Phillip L. Spector  
Patrick S. Campbell  
PAUL, WEISS, RIFKIND,  
WHARTON & GARRISON  
1615 L Street, N.W., Suite 1300  
Washington, D.C. 20036  
Telephone: 202-223-7300

Its Attorneys

April 9, 1998

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of April, 1998, I caused copies of the foregoing COMMENTS IN SUPPORT OF REQUEST FOR EXTENSION OF STAY to be delivered by hand (\*or by first-class mail) to the following:

Chairman William E. Kennard  
Federal Communications Commission  
1919 M Street, N.W.  
Room 814  
Washington, D.C. 20554

Commissioner Susan Ness  
Federal Communications Commission  
1919 M Street, N.W.  
Room 832  
Washington, D.C. 20554

Commissioner Gloria Tristani  
Federal Communications Commission  
1919 M Street, N.W.  
Room 826  
Washington, D.C. 20554

Commissioner Michael K. Powell  
Federal Communications Commission  
1919 M Street, N.W.  
Room 844  
Washington, D.C. 20554

Commissioner Harold Furchtgott-Roth  
Federal Communications Commission  
1919 M Street, N.W.  
Room 802  
Washington, D.C. 20554

Christopher J. Wright, Esq.  
General Counsel  
Federal Communications commission  
1919 M Street, N.W.  
Room 614  
Washington, D.C. 20554

David Solomon, Esq.  
Deputy General Counsel  
Federal Communications Commission  
1919 M Street, N.W.  
Room 614  
Washington, D.C. 20554

John I. Riffer  
Office of the General Counsel  
Federal Communications Commission  
1919 M Street, N.W.  
Room 610  
Washington, D.C. 20554

Daniel B. Phythyon  
Chief  
Wireless Telecommunications Bureau  
2025 M Street, N.W., Room 5002  
Washington, D.C. 20554

Rosalind K. Allen  
Deputy Chief  
Wireless Telecommunications Bureau  
2025 M Street, N.W., Room 5002  
Washington, D.C. 20554

Gary P. Schonman  
D. Anthony Mastando  
Enforcement Division  
Wireless Telecommunications Bureau  
2025 M Street, N.W., Room 8308  
Washington, D.C. 20554

The Honorable Joseph Chachkin  
 Federal Communications Commission  
 2000 L Street, N.W.  
 Second Floor  
 Washington, D.C. 20554

\*Richard E. Wiley  
 Robert L. Petit  
 Nancy J. Victory  
 Wiley, Rein & Fielding  
 1776 K Street, N.W.  
 Washington, D.C. 20006

\*David Spears  
 James M. Aquilina  
 Richards Spears Kibbe & Orbe  
 One Chase Manhattan Plaza, 57th Floor  
 New York, NY 10005-1413

\*Ky E. Kirby  
 Swidler & Berlin Chtd.  
 3000 K Street, N.W., Suite 300  
 Washington, D.C. 20007-5116

\*Lillian E. Kraemer  
 Steven M. Fuhrman  
 Kerry Mithalal  
 Simpson Thatcher & Bartlett  
 425 Lexington Avenue  
 New York, NY 10017

\*John H. Harwood II  
 William R. Richardson, Jr.  
 Michael A. McKenzie  
 Wilmer, Cutler & Pickering  
 2445 M Street, N.W.  
 Washington, D.C. 20037-1420

\*First-class mail

